

GAHC010161312021



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/5312/2021

SMTI. MONIKA SAIKIA
W/O SRI TANURAM SAIKIA, R/O VILL-CHARAIHAGI, P.O.-GHILANI, P.S.-
KAMPUR, PIN-782426, DIST- NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT, DISPUR,
GUWAHATI-6

2:DIRECTORM OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019

3:THE INSPECTOR OF SCHOOLS
NAGAON DISTRICT CIRCLE (NDC)
P.O. AND P.S.-NAGAON
ASSAM
PIN-782001

4:THE HEADMASTER
CHANGCHAKI HIGH SCHOOL
P.O.-DAKHIN CHANGCHAKI
P.S.-KAMPUR
PIN-782426
NAGAON
ASSA

Advocate for the Petitioner : MR. S S S RAHMAN

Advocate for the Respondent : SC, SEC. EDU.

**BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA**

ORDER

21.03.2022

The respondents in the Secondary Education Department to provide the information as to why the petitioner was paid a salary of Rs.2500/- per month and not the regular salary of Rs.15,500/- per month.

It is stated that the order of appointment of the petitioner was made subject to the result of some litigation pending before the Supreme Court and the High Court and it is not specified as to what litigation is being referred in the said order. Even if the appointment is made subject to the outcome of some litigation, it cannot be a case that the authorities would pay a truncated salary instead of the regular salary as long as the person concerned is made to discharge his duties after such appointment.

The respondents in the Secondary Education Department on the next returnable date shall inform this Court as to why the petitioner is paid Rs.2500/- per month. If the information is not forthcoming, the Court would be constraint to require the presence of the appropriate official of the Education Department.

List after two weeks.

JUDGE

Comparing Assistant